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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

CONSTANTIN DENIS MIHAI and
ARNOLD NAPOLES,

Plaintiffs,

v.

ALEJANDRO MAYORKAS, in his official
capacity as Secretary of Homeland Security,
U.S. DEPARTMENT OF HOMELAND
SECURITY, UR M. JADDOU, in her
official capacity as Acting Director of U.S.
Citizenship and Immigration Services, U.S.
CITIZENSHIP AND IMMIGRATION
SERVICES, the UNITED STATES OF
AMERICA and JOHN DOES I through
XX, inclusive,

Defendants.

Case No. 2:23-cv-01127-JAD-DJA

Stipulation and Order

(Third Request)

Plaintiffs Constantin Denis Mihai and Arnold Napoles and Defendants Alejandro Mayorkas, Secretary of Homeland Security, US Department of Homeland Security, Ur M. Jaddou, Acting Director of U.S. Citizenship and Immigration Services, United States Citizenship and Immigration Services and United States of America ("Federal Defendants"), hereby stipulate and agree as follows:

Plaintiffs filed their Complaint on July 19, 2023.

Plaintiffs served the United States with a copy of the Summons and Complaint via Certified Mail on August 4, 2023.

1 The current deadline for the United States to respond to the Plaintiffs' Complaint is
2 on February 2, 2024.

3 Plaintiffs and the Federal Defendants, through undersigned counsel, stipulate and
4 request that the Court approve a 90-day extension of time, from February 2, 2024, to May
5 2, 2024, for Federal Defendants to file a response to the Complaint, ECF No. 1. This is the
6 third request for an extension of time.

7 Since the filing of the second request for extension, the Agency granted Plaintiffs'
8 I-130 application and scheduled an interview on January 23, 2024, regarding Plaintiffs'
9 I-485 petition. The additional 90 days are necessary for the Agency to evaluate and
10 adjudicate Plaintiffs' I-485 petition.

11 Therefore, the parties request that the Court extend the deadline for the United
12 States to answer or otherwise respond to May 2, 2024.

13 This stipulated request is filed in good faith and not for the purposes of undue delay.

14 Respectfully submitted this 18th day of January 2024.

15 REZA ATHARI, MILLS & FINK, PLLC

JASON M. FRIERSON
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17 /s/ Gary Fink
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22 *Attorney for Plaintiffs*

/s/ Virginia T. Tomova
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23 **IT IS SO ORDERED:**

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UNITED STATES MAGISTRATE JUDGE

25 DATED: 1/22/2024
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